

**MAINE FUEL BOARD
MEETING MINUTES**

Meeting Date: March 26, 2015
Meeting Location: Central Conference Room
Time Meeting Began: 9:00 a.m.

CALL TO ORDER AND WELCOME/INTRODUCTIONS

Board Chair, Lionel Landry, called the meeting to order.

The following members were present:

Lionel Landry
Jeffrey Choate
Charles Martin
Mark Bossie
Paul McClay
Richard McCarthy

The following member was absent:

David Foster
Dale Canning

Staff Present:

Catherine Carroll, Board Administrator
Vickey Gray, Board Clerk
Peter Holmes, Senior Inspector

AAG Present:

Judith Peters

OLD BUSINESS

Action on Board Minutes of February 12, 2015 - A motion was made to approve the February 12, 2015 minutes as written.

Motion: Mark Bossie
Second: Jeffrey Choate
Unanimous

NEW BUSINESS

Maine Energy Systems – Emerging Technologies Project – Request for Extension

Leslie Otten of LBO Holdings addressed the Board regarding the board's October 2014 denial of Maine Energy Systems' request for continuance of a pilot project.

Mr. Otten asked that the members reconsider Maine Energy Systems' request for a continuance of the pilot project.

At 9:47 a.m. a motion was made to enter into executive session for the purpose of receiving consultation from the Board's legal counsel concerning the legal rights and duties of the board.

Motion: Paul McClay
Second: Charles Martin
Unanimous

At 9:52 a.m. Chairman Landry reconvened the meeting.

A motion was made to extend the pilot project, as previously written, for 12 months from the October 2014 expiration date.

Motion: Jeffrey Choate
Second: Mark Bossie
In Favor: Lionel Landry, Jeffrey Choate, Mark Bossie
Opposed: Charles Martin, Richard McCarthy, Paul McClay
Motion Failed

Administrators Report

Catherine Carroll is drafting a request for proposal for an examination vendor.

Catherine informed the members that the rulemaking for Board Rules Chapter 13.7 is currently in executive review.

Catherine informed the members that a legislative public hearing and work session had been held on the bill titled "An Act to Allow a Home Heating Oil Delivery Driver to Bleed a Home Heating Oil Burner". The Legislative Committee and the bill sponsor are working on possible changes to the bill and she will keep the board members apprised.

Catherine reminded the members that the next board meeting is scheduled for June 11, 2015.

Senior Inspector's Report

Peter Holmes reported on the following:

Maine State Fire Marshal's Office/ Other Agencies

- There were no fire investigations however the inspection staff was asked to lend their expertise in assisting the State Police Major Crimes Unit with an unexplained death case, which a coal stove in the residence of the deceased.

Dispensers

- There have been no new dispensing stations licensed due to the winter but several are in the works.

Bulk Permits

- The winter has slowed bulk production plants but staff has had preliminary notification of several including the possibility of a 360,000 thru put facility to be built in the Portland area.

Natural Gas

- The board does not require notification on natural gas hookups or conversions so the number of these activities is unknown.

Code Presentation

- On Friday, March 20, 2015 the inspectors presented a code seminar covering the new rules and codes at the annual PHCC Tradeshow in Augusta. The response was very positive with over 400 in attendance. The Department had a booth at the tradeshow so the inspectors were available to answer many questions and hand out CD's of the Board's rules.

The inspectors are working on setting up presentations throughout the State over the next few months.

Request for Consideration for a new Limited Energy Auditor program provider

- The office has received a request from the Northeast Home Energy Rating System Alliance for approval of their RESNET training for the Limited Energy Auditor license. This system is very similar to the BPI programs. Information on the training program will be sent to board members for review prior to the next board meeting. Northeast Home Energy Rating System Alliance is planning on having a home energy rating system trainer and a representative from RESNET at the Board's June 11, 2015 board meeting to answer questions. The people currently working under the HERS system have no access to Efficiency Maine funding due to the program not being recognized by the Board as acceptable training for the Limited Energy Auditor license.

OTHER BUSINESS

Request for a New Hearing on Appeal of Order of Correction #09/10-244

The members reviewed the written request to set aside the February 12, 2015 Decision and Order in the above referenced matter.

A motion was made to set aside the February 12, 2015 Decision and Order for good cause shown and to schedule a new appeal hearing for June 11, 2015.

Motion: Mark Bossie

Second: Paul McClay

Unanimous

Jerre Jackson – NFPA Standards and Fuel Board Rules regarding chimney liners in oil fired appliances

Mr. Jackson met with the members regarding the chimney in his home and the lack of a requirement for a stainless steel liner. Mr. Jackson asked the members for advice on how to get the requirements changed at the local level or manufacturers' level.

Lionel Landry asked staff to review Chapter 10 of the board's rules regarding stack temperatures and condensation issues for possible changes to Chapter 10. The board suggested that Mr. Jackson approach National Fire Protection Association's (N.F.P.A.) officials about amending NFPA code 31 211.

ADJOURNMENT

A motion was made to adjourn at 11:13 a.m.

Motion: Richard McCarthy

Second: Jeffrey Choate

Unanimous

Respectfully submitted,
Vickey Gray